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Reg. No. : .....

Name : .....

Tenth Semester B.A.LL.B./B.Com.LL.B./B.B.A. LL.B. (5 Year Integrated) Degree Examination, April 2023

Paper III : PUBLIC INTERNATIONAL LAW

Time : 3 Hours Max. Marks : 80

PART – I

I. Answer any **five** questions not exceeding 50 words. Each question carries **2** marks.

(a) Jus Gentium

(b) The doctrine of Recognition

(c) Embargo

(d) UNCLOS [United Nations Convention for the Law of the Sea]

(e) Contiguous Zone

(f) Flag State rule

(g) Prescription

(5 × 2 = 10 Marks)

PART – II

II. Answer any **four** questions in not exceeding 120 words each. Each question carries **4** marks.

(a) What are the sources of international law?

(b) Explain the objectives of the covenant of the League of Nations.

(c) Explain the Constructive Theory of Recognition.

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(d) Who does international law apply to?

(e) What is meant by sovereignty over territory?

(4 × 4 = 16 Marks)

PART – III

III. Answer any **four** questions. Each question carries **6** marks.

(a) Mr Z was removed from office as President of Honduras by the army and judiciary of Honduras. Subsequently elections were held and President Mr.L was elected. A large Honduran community lives in Nicaragua supporting Mr.Z. This community disagrees with the removal of Mr. Z from office and with the outcome of the recent election. As a response, they have been demonstration peacefully in front of the Honduran Embassy for 5 days. The Police have been monitoring the demonstrations. However, at one point the crowd becomes more violent and they manage to enter the premises and cause substantial damage. Can Nicaragua be held accountable under international law for the damages caused to the Honduran Embassy?

(b) The Company G was engaged in gold mine in South Africa. The Govt. officials seized gold belonging to the Company and according to laws they were to pay compensation or return the same. South Africa was defeated by the British, and, the gold was brought to England. Thereupon, the Company sued the English Govt. for return of the gold or for compensation. The Crown made a Declaration which stated that the British Govt. as a successor would not consider the commitments of the South African Govt. Explain whether the company is eligible to get compensation.

(c) West Life', a British vessel (Regd. in Canada) was suspected of smuggling liquor within 10 miles off U.S. coast. "Wolcot" another vessel set out to seize her and hence made a hot chase. Both were able to reach at a distance of 200-miles off the coast. They gave warning, but later fired at. The men on deck died and it was sunk. Explain (i) the right of hot pursuit (ii) Whether sinking was justified.

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(d) Mr. S. an Indian and a British subject, was being transported from U.K. to India for the purpose of his trial on a charge of high treason and murder. He escaped when the vessel was at France. But he was caught by a French policeman who in mistaken execution of his duty, handed him over to the Captain of the ship without extradition proceedings. French Govt. demanded U.K. to send him back. U.K did not comply with this demand. Whether demand made by French to restore Mr.S was in conformity with the rules of international law? Whether political asylum can be legally demanded by refugee. Decide

(e) A collision occurred in the high seas between a French vessel and a Turkish vessel, Victims were Turkish nationals and the alleged offender was French. Could Turkey exercise its jurisdiction over this French national under international law? Does a rule of international law which prohibits a state from exercising criminal jurisdiction over a foreign national who commits acts outside of the state's national jurisdiction exist?

(4 × 6 = 24 Marks)

PART – IV

IV. Answer any **three** questions. Each question carries **10** marks.

(a) Discuss the advantages and disadvantages of the fact that states are still the primary subjects in the field of international law-creation.

(b) Explain under what circumstances the ICJ has jurisdiction to settle an inter-state dispute.

(c) Describe about sanctions in International Law.

(d) Explain the provisions in CrPC which states the procedure to be followed for Extradition.

(3 × 10 = 30 Marks)

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